

CALENDAR
for
REGULAR MEETING OF THE COUNCIL
of the
CITY OF LONG BEACH
held
MAY 3, 2016

PUBLIC HEARING: Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Smoke-Free Parks and Recreation.

PUBLIC HEARING: Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Ocean Beach Park.

PUBLIC HEARING: For the purpose of giving citizens an adequate opportunity to publicly present their views on the General Summary of the Proposed Budget for the year July 1, 2016 through June 30, 2017.

1. Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Smoke-Free Parks and Recreation.

Legislative Memo: Tobacco related illness is a leading cause of preventable death in the United States. The U.S. Surgeon General concluded that there is no risk-free level of exposure to secondhand smoke. Levels of secondhand smoke exposure outdoors can reach levels attained indoors depending upon the direction and amount of wind, and the number and proximity of smokers. From coast to coast, legislation has been enacted to create smoke-free parks and beaches. There are 261 cities and counties that have smoke-free beach laws and 1,263 cities and counties that have smoke-free park laws, including Nassau County, New York City, Los Angeles, Chicago and Seattle. In May of 2013, Governor Cuomo announced Smoke-Free Expanded Zones in New York State Parks. It is our desire to join this fast growing national health and environmental movement and enact our own smoke-free legislation.

2. Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Ocean Beach Park.

Legislative Memo: Fees have not been adjusted since 2010 and 2012 respectively.

3. Resolution Fixing and Providing for the 2016 Season of the Ocean Beach Park.

4. Resolution Authorizing the City Manager to Enter into a Contract for Design/Construction Administration and Construction Inspection Services for the Reconstruction of Pacific Boulevard (between E. Walnut and Broadway).

Legislative Memo: This is the first step required for the complete reconstruction of Pacific Boulevard. Funding is provided through the Capital Improvement Plan.

5. Resolution Authorizing the City Manager to Amend the Agreement for Engineering Services in Conjunction with Phase II of the Boardwalk Reconstruction/Permanent Bathroom Structures.

Legislative Memo: Additional work was required, including but not limited to creation of a separate biddable package for improvements; additional technical issues in the field and preparation of the Cost Estimating Format for FEMA submission. Funding is being provided through public assistance grant monies from FEMA.

6. Resolution Authorizing Publication for Hearing of a Local Law Amending Subpart C of Related Acts Relating to the Charter of the City of Long Beach Re: A Local Law to Override the Tax Levy Limit Established in General Municipal Law § 3-c.
7. Resolution Authorizing Publication for Hearing of a Local Law Amending the Charter of the City of Long Beach Re: Sewer Rents.
8. Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Various Fees.
9. Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Commercial Sanitation and Streets, Sidewalks and Public Ways.
10. Resolution Authorizing Publication for Hearing of an Ordinance Authorizing Various Capital Projects In and For the City of Long Beach, Nassau County, New York, Stating the Estimated Total Cost Thereof is \$12,758,270, Appropriating Said Amount Therefor, and Authorizing the Issuance of Not to Exceed \$12,758,270 Bonds of Said City to Finance Said Appropriation
11. Resolution Authorizing Publication for Hearing of an Ordinance Authorizing Financing for Cost of Separation Payments To or For the Benefit of Employees of the City, Stating the Estimated Total Cost Thereof is \$2,950,000, Appropriating Said Amount Therefor, and Authorizing the Issuance of Not to Exceed \$2,950,000 Bonds of Said City to Finance Said Appropriation.

May 3, 2016

Item No. 1
Ordinance No.

The following Ordinance was moved by
and seconded by :

ORDINANCE TO AMEND THE CODE OF ORDINANCES
OF THE CITY OF LONG BEACH RE: SMOKE-FREE PARKS
AND RECREATION.

Sec.1. Chapter 18, Article II, Division 2, Section 18-44.1 of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same is hereby amended and added to read as follows:

ARTICLE II. OCEAN BEACH PARK

“Sec. 18-44.1. Sale, use or possession of cigarettes, cigars, pipe or electronic cigarette/smoking and/or inhalation devices.

(a) No person shall sell or offer for sale any cigarette, cigar, pipe or electronic cigarette/smoking and/or inhalation device which creates an aerosol or vapor, in or upon any portion of the beach or boardwalk within Ocean Beach Park.

(b) No person shall take, carry, bring, possess or use any cigarette, cigar, pipe or electronic cigarette/smoking and/or inhalation device which creates an aerosol or vapor, into or upon any portion of the beach or boardwalk within Ocean Beach Park.

(c) Any city police officer or special officer observing a person in violation of this Section is authorized to issue a summons, pursuant to Section 18-104 of this Chapter.

....

Sec.2. Chapter 18, Article V, Division 1, Section 18-84 of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same is hereby amended and added to read as follows:

ARTICLE V. JAMES J. McCABE JR., MEMORIAL PARK

“Sec. 18-84. Sale, use or possession of cigarettes, cigars, pipes or electronic cigarette/smoking and/or inhalation devices.

No person shall take, bring, possess, use, sell or offer for sale any cigarette, cigar, pipe or electronic cigarette/smoking device which creates an aerosol or vapor, in or upon any portion of the James J. McCabe Jr., Memorial Park.”

....

Sec.3. Chapter 18, Article VI, Section 18-96 of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same is hereby amended to read as follows:

ARTICLE VI. RULES AND REGULATIONS FOR PARK AND RECREATIONAL AREAS

“Sec. 18-96. Alcoholic beverages, controlled dangerous substances, alms, gambling, cigarettes, cigars, pipes or electronic cigarette/smoking and/or inhalation devices.

While in a public park or recreation area, all persons shall conduct themselves in a proper and orderly manner, and in particular, no person shall:

(1) Bring alcoholic beverages, or controlled dangerous substances, drink or use the same at any time, nor shall any person be under the influence of intoxicating liquor or a controlled dangerous substance in a park or recreation area.

(2) Solicit alms or contributions for any purpose, whether public or private.

(3) Play any game of chance or have possession of any instrument or device for gambling.

(4) Play, engage or take part in any game or competitive sport for money, or other valuable thing, without a written permit.

(5) Bring, possess, use, sell or offer for sale any cigarette, cigar, pipe or electronic cigarette/smoking and/or inhalation device which creates an aerosol or vapor, in any park or recreation area.”

Sec. 4. This Ordinance shall take effect immediately.

The following Ordinance was moved by
and seconded by :

ORDINANCE TO AMEND THE CODE OF ORDINANCES
OF THE CITY OF LONG BEACH RE: OCEAN BEACH PARK.

BE IT ENACTED, by the City Council of the City of Long Beach, New York, as
follows:

Sec.1. Chapter 18, Article II, Division II, Section 18-30 of the Code of
Ordinances of the City of Long Beach, as heretofore amended, shall be and the same are hereby
amended to read as follows:

“Sec. 18-30. Admittance fees and passes.

- (A) No person shall be permitted in or upon the Ocean Beach Park or shall be permitted to wade, bathe or swim in the waters adjacent thereto unless he has paid the charges fixed by this section.
- (B) The following shall be the charges or price for admission to Ocean Beach Park:
 - (1) *Season admission charges:* Season admission charges to the beach on Monday through Sunday of each week and on holidays and days celebrated as holidays:
 - (a) *Family Plan:* Resident families and their children who have not yet reached their eighteenth birthday on the first day of the season may elect to purchase season passes for such families and children at a total cost of **eighty dollars (\$80.00)**. Non-resident families and their children who have not reached their eighteenth birthday on the first day of the season may elect to purchase season passes for such families and children at a total cost of **one hundred sixty dollars (\$160.00)**.
 - (b) *Resident individuals:* Residents who have reached their eighteenth birthday prior to the first day of the season may purchase a season pass at a cost of **sixty dollars (\$60.00)**. Resident children who have reached their thirteenth birthday and who have not yet reached their eighteenth birthday on the first day of the season may purchase an individual season pass at a cost of **thirty dollars (\$30.00)**.
 - (c) *Nonresident individuals:* Nonresidents who have reached their thirteenth birthday prior to the first day of the season may purchase a season pass at a cost of **one hundred ten dollars (\$110.00)**
 - (d) *Resident senior citizens:* Resident senior citizens, sixty two years of age or over, may purchase a season pass at a cost of **twenty dollars (\$20.00)**.
 - (e) *Non-resident senior citizens:* Non-resident senior citizens, sixty-two years of age or over, may purchase a season pass at a cost of **forty-five dollars (\$45.00)**.

(2) *Daily admission charges:*

(a) *Daily admission:* Adults and children who have reached their thirteenth birthday shall be charged **sixteen dollars (\$16.00)** per day. Anyone who has not yet reached his/her thirteenth birthday shall be admitted free of charge.

(b) *No charge for persons under thirteen:* There shall be no admission charge for any person who shall not yet have reached his thirteenth birthday.

(c) *Economy beach pass:* Any person may purchase an economy beach pass at a cost of **one hundred thirty dollars (\$130.00)**, which shall entitle the holder thereof to ten (10) admissions to the Ocean Beach Park during the season for which it is purchased.”

Sec. 2. This Ordinance shall take effect immediately.

May 3, 2016

Item No. 3
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Fixing and Providing for the 2016 Season of
the Ocean Beach Park.

BE IT RESOLVED, by the City Council of the City of Long Beach, New York
that pursuant to the authority conferred by Section 18-29 of the Code of Ordinances of the City
of Long Beach, the season of the Ocean Beach Park for and during the calendar year for 2016 be
and the same hereby is fixed and determined to be as follows, in place and stead for the period
provided in and by said Section 18-29.

Saturday, May 28, 2016; Sunday, May 29, 2016 and Monday,
May 30, 2016;

Saturday, June 4, 2016; Sunday, June 5, 2016;

Saturday, June 11, 2016; Sunday, June 12, 2016;

Saturday, June 18, 2016; Sunday, June 19, 2016;

Beginning, Saturday, June 25, 2016, every day to and including
Labor Day, Monday, September 5, 2016.

May 3, 2016

Item No. 4
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Enter into a Contract
for Design/Construction Administration and Construction Inspection
Services for the Reconstruction of Pacific Boulevard (between E. Walnut
and Broadway).

WHEREAS, after due advertisement therefore, three proposals were received in
the Office of Public Works on March 1, 2016, for survey, design, construction administration
and construction inspection services for the complete reconstruction of Pacific Boulevard
(between E. Walnut and Broadway), in accordance with plans and specifications on file in the
Department of Public Works; and

WHEREAS, L.K. McLean Associates, P.C., 437 South Country Road,
Brookhaven, New York 11719 submitted the technical proposal which will provide the best
overall value to the City as well as being the lowest responsible proposer, at a total cost of
\$100,885.50;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the
City Manager be and he hereby is authorized to enter into a contract with L.K. McLean
Associates, P.C., 437 South Country Road, Brookhaven, New York 11719 for design/
construction administration services for the reconstruction of Pacific Boulevard (between E.
Walnut and Broadway) at a cost of \$44,885.80. Construction inspection services will be
awarded at a later date, when the construction bid is awarded. Funds are available in Account
No. H1015.52258 (Design Various Roadways).

May 3, 2016

Item No. 5
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Amend the
Agreement for Engineering Services in Conjunction with
Phase II of the Boardwalk Reconstruction/Permanent Bathroom
Structures.

WHEREAS, pursuant to Resolution No. 7/14, duly adopted by the City Council on January 22, 2014, the City entered into an agreement with LiRo Engineers Incorporated, Three Aerial Way, Syosset, New York 11791 for engineering design and construction services for five bathroom structures replacing those facilities which were destroyed by Superstorm Sandy adjacent to and on the boardwalk; and

WHEREAS, additional work was required, including but not limited to creation of a separate biddable package for improvements; additional technical issues in the field and preparation of the Cost Estimating Format for FEMA submission, at a cost of \$135,000;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the City Manager be and he hereby is authorized to amend the agreement with LiRo Engineers Incorporated, Three Aerial Way, Syosset, New York 11791 for additional work required in conjunction with engineering services for Phase II of the Boardwalk Reconstruction, at a cost of \$135,000.00. Funds are available in Account No. P1000.54453 (Sandy FEMA-Consultants).

May 3, 2016

Item No. 6
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Publication for Hearing of a Local Law
Amending Subpart C of Related Acts Relating to the Charter of
the City of Long Beach Re: A Local Law to Override the Tax Levy
Limit Established in General Municipal Law § 3-c.

WHEREAS, there has been presented to this Council the following proposed
Local Law:

“A LOCAL LAW

AMENDING SUBPART C OF RELATED ACTS RELATING
TO THE CHARTER OF THE CITY OF LONG BEACH,
RE: A LOCAL LAW TO OVERRRIDE THE TAX LEVY LIMIT
ESTABLISHED IN GENERAL MUNICIPAL LAW § 3-c.”

(See Local Law Attached)

NOW, THEREFORE, be it

RESOLVED, that a public hearing shall be had before this Council at City Hall, 1
West Chester Street, Long Beach, New York, concerning the aforesaid Local Law, on May 17,
2016 at 7:00 p.m.; and be it further

RESOLVED, that the City Clerk be and hereby is authorized and directed to
cause a notice of said hearing to be published in the official newspaper of the City of Long
Beach, containing the title of such proposed Local Law and an explanatory statement thereof.

Introductory No.
Introduced by:

CITY OF LONG BEACH

CHAPTER II

LAWS OF 2016

A LOCAL LAW

AMENDING SUBPART C OF RELATED ACTS RELATING
TO THE CHARTER OF THE CITY OF LONG BEACH,
RE: A LOCAL LAW TO OVERRRIDE THE TAX LEVY LIMIT
ESTABLISHED IN GENERAL MUNICIPAL LAW § 3-c.

BE IT ENACTED, by the City Council of the City of Long Beach, New York as follows:

Section 1. Subpart C of Related Local Laws relating to the Charter of the City of Long Beach, New York, enacted as Chapter 635 of the Laws of 1922, as heretofore amended, shall be and the same is hereby amended to read as follows:

“Article IX. Override of the Tax Levy Limit Established in General Municipal Law § 3-c.

Sec. 80. Legislative Intent.

It is the intent of this Local Law to override the limit on the amount of real property taxes that may be levied by the City of Long Beach, County of Nassau, pursuant to General Municipal Law § 3-c, and to allow the City of Long Beach to adopt a City budget for the Fiscal Year 2016-2017 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.

Sec. 81. Authority.

This Local Law is adopted pursuant to subdivision 5 of the General Municipal Law § 3-c, which expressly authorizes the City Council to override the tax levy limit by the adoption of a Local Law approved by vote of sixty percent (60%) of the City Council.

Sec. 82. Tax Levy Limit Override.

The City Council of the City of Long Beach, County of Nassau, is hereby authorized to adopt a budget for the Fiscal Year 2016-2017 that requires a real property tax levy in excess of the limit specified in General Municipal Law §3-c.

Sec. 83. Severability.

If any clause, sentence, paragraph, subdivision or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.”

Sec. 2. This Local Law shall take effect immediately upon being filed in the Office of the New York Secretary of State.

May 3, 2016

Item No. 7
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Publication for Hearing of a Local Law
Amending the Charter of the City of Long Beach Re: Sewer Rents.

WHEREAS, there has been presented to this Council the following proposed
Local Law:

“A LOCAL LAW

AMENDING THE CHARTER OF THE CITY OF
LONG BEACH RE: SEWER RENTS”.

(See Local Law Attached)

NOW, THEREFORE, be it

RESOLVED, that a public hearing shall be had before this Council at City Hall, 1
West Chester Street, Long Beach, New York, concerning the aforesaid Local Law, on May 17,
2016 at 7:00 p.m.; and be it further

RESOLVED, that the City Clerk be and hereby is authorized and directed to
cause a notice of said hearing to be published in the official newspaper of the City of Long
Beach, containing the title of such proposed Local Law and an explanatory statement thereof.

Introductory No.
Introduced by:

CITY OF LONG BEACH

CHAPTER II

LAWS OF 2016

A LOCAL LAW

AMENDING THE CHARTER OF THE CITY OF
LONG BEACH RE: SEWER RENTS.

BE IT ENACTED, by the City Council of the City of Long Beach, New York as follows:

Sec. 1. Article 6, Section 122 of the Charter of the City of Long Beach, New York as set forth in Chapter 635 of the Laws of 1922, as heretofore amended, shall be and the same is hereby amended to read as follows:

“Sec. 122. Sewer rents.

(a) *Sewer system, defined.* As used in this section, the term sewer system shall mean and include the sewers, manholes, intercepting sewers, sewage pumping, treatment and disposal works, and any other plants, works or equipment and accessories, which are used or useful in connection with the collection, treatment or disposal of sewage and waste, and which are owned, operated or maintained by the city as part of the public sewer system. This definition is intended to include the sewer system both within and without the city.

(b) *Imposition and computation of sewer rents.*

1. In addition to any other fees or charges provided by law, the owner of any parcel of real property connected with the sewer system, including but not limited to real property connected with the sewer system by means of a private sewer or drain emptying into the sewer system, shall pay a sewer rent for the use of the sewer system.

2. Sewer rents applicable to premises within city limits. On and after July 1, 1975, the annual sewer rent for real property located within the city limits is hereby fixed at an amount equal to sixty-seven (67) per cent of the water charges and rents for any such real property.

On and after July 1, 1976, the sewer rents for real property located within the city limits is hereby fixed at an amount equal to eighty-four (84) per cent of the water charges for any such real property, to be billed and paid simultaneously with such water charges and to bear like penalties for nonpayment thereof.

On and after July 1, 1978, the sewer rents for real property located within the city limits is hereby fixed at an amount equal to seventy-five (75) per cent of the water charges for any such real property, to be billed and paid simultaneously with such water charges and to bear like penalties for nonpayment thereof, and bills shall be rendered on the basis of said rate on and after October 1, 1978.

On and after July 1, 1989, the sewer rents for real property located within the city limits is hereby fixed at an amount equal to one hundred (100) per cent of the water charges for any such real property, to be billed and paid simultaneously with such water charges and to bear like penalties for nonpayment thereof, and bills shall be rendered on the basis of said rate on and after October 1, 1989.

On and after July 1, 2016, the sewer rents for real property located within the city limits is hereby fixed at an amount equal to one hundred fifteen (115) per cent of the water charges for any such real property, to be billed and paid simultaneously with such water charges and to bear like penalties for nonpayment thereof, and bills shall be rendered on the basis of said rate on and after October 1, 2016.”

Sec. 2. This Local Law shall take effect immediately upon being filed in the Office of the New York Secretary of State.

May 3, 2016

Item No. 8
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Publication for Hearing of an
Ordinance to Amend the Code of Ordinances of the City
of Long Beach Re: Various Fees.

WHEREAS, there has been presented to this Council the following proposed
Ordinance:

“ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE
CITY OF LONG BEACH RE: VARIOUS FEES.”

(See Ordinance Attached)

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the
City Clerk shall cause to be published in the official newspaper of the City of Long Beach the
title, and a summary or the full text of said Ordinance; and be it further

RESOLVED, that said Ordinance shall be on the calendar for public hearing at a
meeting of the City Council to be held at City Hall, 1 West Chester Street, Long Beach, New
York, on May 17, 2016 at 7:00 p.m. on that day.

ORDINANCE TO AMEND THE CODE OF ORDINANCES
OF THE CITY OF LONG BEACH RE: VARIOUS FEES.

BE IT ENACTED, by the City Council of the City of Long Beach, New York, as follows:

Sec.1. Chapters 3, 4, 5, 7, 10, 12, 13, 14, 15, 20, 21, 22, 23, 24 and 25 of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same are hereby amended to read as follows:

Chapter 3 ADVERTISING, SIGNS AND POSTING BILLS
Sec. 3-8. Permit procedure.

...

(d) Each applicant for a permit required by this section, before being granted the permit, shall pay to the city treasurer the following annual permit fee for each sign:

(1) For a permit required by this section to erect or maintain a sign or for the renewal of any such permit, the fee shall be **sixty dollars (\$50.00)**.

(2) The fee for a canopy permit shall be **one hundred eighty dollars (\$180.00)**.

(3) The fee for a marquee permit shall be **two hundred forty (\$240.00)**.

(4) The fees established in this section and the permits required by this division shall be renewed annually.

Chapter 4 AIR POLLUTION
Sec. 4-15. Fees.

The fees to be charged by the building commissioner for the various permits required herein shall be **five dollars (\$5.00)** each, with the exception of annual inspection fees, which shall be, for the initial inspection, **seven dollars (\$7.00)**, and for all subsequent inspections, **five dollars (\$5.00)**.

Chapter 5 ANIMALS AND FOWL
ARTICLE III. DOGS
DIVISION 2. LICENSING AND IDENTIFICATION
Sec. 5-31. Dog license; application; fees.

...

(c) The annual fee for each dog license issued shall be:

(1) **Fifteen dollars (\$15.00)** for each spayed or neutered dog. In the case of an altered dog, every application shall be accompanied by a certificate signed by a licensed veterinarian showing that the dog has been spayed or neutered, except that such certificate of affidavit is not required if same is already on file with the City Clerk. In lieu of the spay or neuter certificate an owner may present a statement certified by a licensed veterinarian stating that he or she has examined the dog and found that because of old age or other reason, the life of the dog would be Chapter 5 endangered by spaying or neutering. In such case, the license fee for the dog shall be the same as an altered dog.

(2) **Twenty dollars (\$20.00)** for each unsprayed or unneutered dog.

DIVISION 3. DOGS AT LARGE; SEIZURE; IMPOUNDMENT; REDEMPTION

Sec. 5-45. Redemption fees.

The following fees shall be paid by the owner to the humane commissioner, and animal control officer, or the city cashier, in order to redeem any dog which has been seized and impounded pursuant to this article:

(a) *Impoundment fees.*

(1) For the first impoundment of any dog owned by a person, **twenty dollars (\$20.00)** for the first twenty-four (24) hours or part thereof from such impoundment and five dollars (\$5.00) for each additional twenty-four (24) hours or part thereof.

(2) For the second impoundment within twelve (12) months of the first impoundment of any dog owned by that person, **forty five dollars (\$45.00)** for the first twenty-four (24) hours or part thereof from such impoundment and five dollars (\$5.00) for each additional twenty-four (24) hours or part thereof.

(3) For the third impoundment within twelve (12) months of the first impoundment of any dog owned by that person, **fifty five dollars (\$55.00)** for the first twenty-four (24) hours or part thereof from such impoundment and five dollars (\$5.00) for each additional twenty-four (24) hours or part thereof.

(4) For the fourth and any subsequent impoundments within twelve (12) months of the first impoundment of any dog owned by that person, **seventy five dollars (\$75.00)** for the first twenty-four (24) hours or part thereof from such impoundment and five dollars (\$5.00) for each additional twenty-four (24) hours or part thereof.

(b) *Medical fees.* In the event any dog seized and/or impounded pursuant to this article requires medical treatment or care, in order to redeem such dog, the owner is required to pay any and all costs incurred by the city by reason of rendering such medical treatment or care to the dog, in addition to the impoundment fee described in subdivision (a) of this section.

(c) *Ambulance fees.* In the event any dog seized and/or impounded pursuant to this article requires transportation to a veterinarian or animal hospital for the purpose of rendering medical treatment or care for the dog, the owner is required to pay the following ambulance fees in addition to the impoundment and medical fees described in subdivisions (a) and (b) of this section:

(1) **Thirty dollars (\$30.00)** if transported between the hours of 7:00 a.m. and 3:00 p.m., Monday through Friday, or between the hours of 8:00 a.m. and 4:00 p.m., Saturday and Sunday;

(2) **Fifty five dollars (\$55.00)** if transported at any other hours.

For the purposes of this subdivision, the hour at which the dog is transported shall be deemed the hour at which the dog is seized or the hour at which the ambulance leaves the veterinarian or the animal hospital, with or without the dog, whichever incurs the greater ambulance fee.

ARTICLE IV. OTHER SERVICES

Sec. 5-51. Adoption; fees.

(a) Any dog which is available for adoption may be delivered to a person for adoption upon compliance with subsection 5-46(b) of this chapter and payment of the adoption fee of **thirty dollars (\$30.00)** to the humane commissioner, animal control officer or city cashier.

(b) Any cat or other animal, except a dog, which is available for adoption may be delivered to a person for adoption upon payment of the adoption fee of **thirty dollars (\$30.00)** to the humane commissioner, animal control officer or city cashier.

(c) A person adopting any animal available for adoption which has been spayed or neutered by the animal shelter, shall be required to pay the following fee in addition to the adoption fee described in the foregoing paragraphs of this section:

Dogs:

Male . . . **\$40.00**

Female . . . **\$50.00**

Cats:

Male . . . **\$30.00**

Female . . . **40.00**

(d) The humane commissioner or animal control officer may, in his or her discretion, accept delivery of a dog, cat, or other animal to the animal shelter for the purpose of placing said animal for adoption upon payment by the person offering such animal to be placed for adoption of the following fees to the humane commissioner, animal control officer or city cashier:

Dog . . . **\$40.00**

Cat or other animal . . . **40.00**

(e) No dog which has been licensed pursuant to this chapter shall be accepted by the humane commissioner or animal control officer for the purposes of adoption unless the owner of record completes a written report of the change in the ownership of such dog as required by section 112 of the New York State Agriculture and Markets Law.

(f) A person adopting a dog or cat that has not been spayed or neutered will be charged a refundable fee of **forty dollars (\$40.00)**. Such fee will be refunded by the city upon proof that said animal has been spayed or neutered.

Chapter 7 BUILDING CODE

ARTICLE II. ADMINISTRATION AND ENFORCEMENT*

DIVISION 1.

Sec. 7-20. Fees for permits and certificates generally.

(a) *Estimated cost.* As used in this section 7-20, the term "estimated cost" shall mean the amount of money that would ordinarily be expended for good, safe construction in the erection of the complete building or structure or in the alteration thereof, exclusive of interior decoration.

(b) *Applications for building permits.*

(1) The application fee for building permits for all new buildings and structures, and alterations of existing buildings and structures, and for temporary structures, roofing, siding, driveways, fences, sidewalks, etc., shall be **\$125.00** for the first \$1,000.00 estimated cost of construction, plus **\$12.00** for each additional \$1,000.00 estimated cost of construction or any part thereof.

(2) In addition to the application fees required to be paid for a building permit as set forth in the foregoing paragraph (1), each applicant for a building permit for construction of a new building or structure, or for the alteration or rehabilitation of an existing multiple dwelling, the estimated cost of which exceeds \$25,000.00, shall pay to the building commissioner an additional sum equal to the aforesaid application fee for the building permit, which additional sum shall be held by the city comptroller in a separate capital improvement fund for the expansion, improvement, construction and maintenance of new and existing parks, playgrounds, recreational facilities and other public works.

(c) *Applications for certificates of occupancy.* The application fee for a certificate of occupancy shall be as follows:

- (1) **\$150.00** for any new one-family house or two-family house.
 - (2) For any other new building or structure, **\$25.00** for the first \$1,000.00 cost of construction, plus **\$5.00** for each additional \$1,000.00 cost of construction or part thereof, the total fee to be not less than \$200.00 nor more than \$1,000.00.
 - (3) **\$150.00** for any condominium and an additional **\$150.00** for each dwelling unit within said condominium.
 - (4) For existing buildings or structures, the fee shall be:
 - (i) **\$150.00** for any existing one-family house or two-family house.
 - (ii) **\$150.00** for the first three (3) units of an existing multiple dwelling, plus **\$5.00** for each additional unit in excess of three (3).
 - (iii) For existing commercial, business, or industrial buildings or structures, **\$180.00** for the first 2,000 square feet of floor space, plus **\$30.00** for each additional 400 square feet of floor space or part thereof, contained within such building or structure.
 - (5) For mixed uses, the fee shall be **\$120.00** for the first 2,000 square feet of commercial floor space plus **\$25.00** for each additional 400 square feet of commercial floor space or part thereof, plus **\$100.00** for the first three (3) residential units therein, plus **\$3.00** for each additional residential unit in excess of three (3) within such mixed use building.
 - (6) For a temporary certificate of occupancy for a period not to exceed ninety (90) days, the fee shall be **\$350.00**.
- (d) *Applications for use and change of use permits.* The application fee for a use permit or a change of use permit shall be **\$90.00**.
- (e) *Applications for letter of completion.* The application fee for a letter certifying to the completion of the construction or alterations shall be **\$60.00**.
- (f) *Applications for additional inspections.* For each additional inspection required for the issuance of a certificate of occupancy, change of use permit or a letter of completion of the construction or alterations, for such additional inspection the fee shall be **\$35.00**.
- (g) *Applications for preliminary plan review.*

(1) The application fee for the building department to review preliminary plans unaccompanied by an application for a building permit shall be fifty (50) per cent of the application fee for a building permit, the total fee to be not less than **\$120.00** nor more than **\$600.00**.

(2) Notwithstanding any other provision of this section, the fee paid for a preliminary plan review shall be applied and credited to the building permit application fee provided that an application for a building permit together with complete plans for the proposed construction or alteration are filed within ninety (90) days of the date the building department's preliminary review is completed. In any and all other cases, such fee shall not be refundable or so credited.

(h) *Payment of fees.*

(1) Upon the filing of any application under this division, fees of **\$75.00** or less shall be paid in full and shall not be refunded if the application for permit is not approved.

(2) Upon the filing of any application under this division involving a fee of more than **\$75.00**, the applicant shall pay fifty (50) per cent of the fee but not less than **\$75.00**, which sum shall not be refunded if the application for a permit is not approved.

(i) *Increased fees.* Where construction or other work requiring a permit pursuant to this chapter was commenced prior to the issuance of a permit, the fee for such construction or other work shall be two (2) times the amount otherwise provided for in chapter 7, article 11. This subsection 7-20(i) shall not apply to any permit application submitted to the building department in compliance with this chapter on or before the effective date of this section.

(j) *Waiver of retainage fee.* A fee of **three dollars (\$3.00)** per square foot of lot size shall be charged to developers requesting and receiving a waiver of the county's on-site storm water retainage requirements and said funds should be set aside in a storm water account to be utilized to offset the cost of repairing and maintaining the storm water drainage system of the city. Said fee must be paid prior to the issuance of a building permit.

Sec. 7-22. Same--Permit fees.

The following is the schedule of the fees for permits for the installation of central heating and/or central air conditioning units:

(a) *Replacement:*

One-family house or store . . . **\$36.00**

Two-family house . . . **\$60.00**

Multiple dwelling having three or four apartments . . . **\$90.00**

Multiple dwelling having more than four apartments: an additional **\$10.00** for each apartment in excess of four, up to a maximum total fee of \$150.00. ???

(b) *New installations:*

The fee for the initial installation of a gas, oil or other type of central heating or central air conditioning unit shall be **\$75.00** for the first \$1,000.00 cost of installation, plus **\$10.00** for each additional \$1,000.00 cost of installation, or part thereof.

Sec. 7-41. Fees, deposit and other requirements for demolition permit.

(a) The fee for a demolition permit shall be paid at the time the application is filed, as follows: **Two hundred fifty dollars (\$250.00)** for a one-family or two-family house; and for all other structures, **three hundred seventy-five dollars (\$350.00)** plus **three dollars (\$3.00)** for each one hundred (100) square feet of floor area in excess of twenty-five hundred (2500) square feet, not to exceed the total sum of **six hundred dollars (\$600.00)**. However, no demolition fee is required if the demolition is a necessary part of an alteration for which a permit has been issued.

(b) In addition to the foregoing demolition permit fee, a fee of **three hundred dollars (\$300.00)** shall be paid simultaneously for permanently shutting off the water and sewer lines to the premises

...

(e) In the event that the demolition shall not be duly and satisfactorily completed, and the failure of the permittee to comply with the requirements of the commissioner, the commissioner may cause such deficiencies to be corrected and the cost thereof shall be paid out of the aforesaid sum of **four hundred fifty dollars (\$450.00)** deposited with the commissioner and the balance of such deposit shall be returned to the permittee upon the issuance of the certificate of approval.

Sec. 7-46. Permits to expire if work not commenced or completed within time limitation.

...

- (f) The fee required for each extension request submitted for review shall be twenty-five (25) per cent of the total fees charged for the issuance of such permit, but shall not be less than **ninety dollars (\$90.00)** nor exceed **one thousand two hundred dollars (\$1,200.00)**. The required fee shall be paid upon filing the application for an extension permit. Any fees paid for an extension shall be nonrefundable and shall not be applicable to, nor deductible from, any other fees associated with such permit.

Sec. 7-243. Application for permit.

...

- (e) A filing fee in the amount of **ninety dollars (\$90.00)** shall accompany each application for a permit hereunder.

...

Sec. 7-267. Supplementary fire detection and alarm system.

...

- (3) There shall be an annual fee payable to the city, in advance, on December first of each year of one thousand four hundred dollars (\$1,400.00) for all type A and type C structures connected to the municipal alarm board, and **nine hundred dollars (\$900.00)** for all type B structures connected to the municipal alarm board.

Chapter 10 ELECTRICAL CODE
ARTICLE III. ELECTRICIANS
DIVISION 2. LICENSES

Sec. 10-43. Fees.

- (a) There shall be charged and collected by the city a fee of **four hundred dollars (\$400.00)** for each license issued under the provisions of this division, and thereafter, a fee of **three hundred dollars (\$300.00)** for each two-year renewal of such license, provided an application for each renewal, accompanied by the renewal fee, shall have been made prior to the expiration of the existing license.
- (b) Each applicant for a license required by this division, at the time he files his application therefor, shall pay a fee of **thirty dollars (\$30.00)** for each examination for such license to cover the cost of such examination.
- (c) Any licensee who fails to properly file his application for renewal prior to December first of any year shall be required to file a new original application, pass a re-examination, pay an examination fee of **thirty dollars (\$30.00)** and pay a **three hundred thirty dollar (\$330.00)** fee for a new license.
- (d) Any applicant who fails to attain a minimum passing mark in the test will not be eligible for another test until after the expiration of thirty (30) days. After second failure, applicant must wait ninety (90) days for another test. If applicant fails the third test, he will not be eligible for retesting for one calendar year.

Sec. 10-51. Display of license.

Electricians shall be issued by the city clerk a vehicle decal for each vehicle identified by the licensee as a vehicle which will be used in connection with the licensed activities. Such vehicle decals shall be conspicuously displayed in the vehicle(s) used in connection with the licensed activities during the term of the license, and shall be removed upon expiration, suspension or revocation of said license. The first two (2) decals will be included in the fee for the license and a fee of **twelve dollars (\$12.00)** will be charged for each additional or replacement decal. Failure to display said decal shall be punishable by a minimum fine of one hundred dollars (\$100.00).

Chapter 12 GARBAGE AND REFUSE

ARTICLE II. CITY COLLECTIONS

DIVISION 1. GENERALLY

Sec. 12-24. Sanitation charges for collection of garbage imposed on residential properties.

(a) The owner or owners of every parcel of real property in the city in which one (1) or more residential units is or are located shall pay to the city annually in advance one-half (1/2) on July 1 of each year, beginning **July 1, 2016**, and one-half (1/2) on January 1 of each year, beginning **January 1, 2017**, sanitation charges in the amount of **five hundred eighty-five dollars (\$585.00)** for each residential unit contained in such parcel of property for the collection of garbage, paper and refuse from said premises.”

...

Chapter 13 HOUSING AND PROPERTY REHABILITATION AND CONSERVATION CODE

ARTICLE IV. SWIMMING POOLS LAW

Sec. 13-86. Permits.

Permits for the construction, erection and maintenance of such pool shall be issued by the department of buildings, and shall be subject to all applicable provisions of the pools ordinance of the City of Long Beach, and of the building code of the City of Long Beach. Permit fee shall be **thirty dollars (\$30.00)** for the construction, erection or maintenance of a permanent-type pool. An annual inspection certificate to be issued by the department of buildings, shall be required prior to the use of all pools for bathing. The fee for such annual inspection shall be five dollars (\$5.00). Permits may be revoked for cause by the city, after a hearing.

ARTICLE VI. SATELLITE-DISH TELEVISION ANTENNAS

Sec. 13-102. Application for permit.

An application for a permit to install, use and/or maintain a satellite-dish television antenna shall be submitted by the owner of the property to the building commissioner on blanks furnished by the commissioner, together with a detailed statement in duplicate of the plans, drawings and specifications, as the commissioner may require, and shall pay a nonrefundable fee of **sixty dollars (\$60.00)** therewith. The building commissioner shall refer all such applications where the diameter of the satellite dish is greater than twenty-four (24) inches to the zoning board of appeals of the City of Long Beach for approval as a special exception after a public hearing, all as provided in Chapter 20, Article II, of the City's Code of Ordinances, and section 9-111 of

Appendix A of the Code of Ordinances, and the said owner shall comply with all the requirements of said article. If the said zoning board shall approve such application, the building commissioner shall issue the permit, subject to all restrictions, limitations, reservations and conditions that the said zoning board and the building commissioner shall prescribe and impose. If said zoning board shall disapprove the application, the building commissioner shall deny said permit.

ARTICLE VIII. TELECOMMUNICATION TOWERS, ANTENNAS AND FACILITIES

Sec. 13-141. Safety/engineering, inspections and fees.

...

(c) The building department, upon receipt of the above inspection report, shall inspect said locations annually. The fee for each inspection will be **one thousand two hundred dollars (\$1,200.00)**.

Chapter 14 LICENSES AND BUSINESS REGULATIONS

ARTICLE II. LICENSING PROCEDURE GENERALLY

Sec. 14-15. Occupational licenses and fees generally.

In addition to any other occupation or business required by this Code or other ordinance of the city to be licensed, the following occupations or businesses shall be licensed pursuant to this article, and the fees prescribed for the license by this section shall be paid:

A

AMBULANCE AND AMBULETTE SERVICE: Per vehicle . . . \$120.00

AUCTIONEERS . . . \$340.00

AUTO BODY AND MACHINE REPAIRS . . . \$120.00

AUTOMOTIVE EQUIPMENT . . . \$120.00

B

BAKERS . . . \$145.00

BAR OR TAVERN (no food served) . . . \$200.00

BARBERSHOPS AND BEAUTY PARLORS . . . \$120.00

BICYCLES: Sales, rental and/or repairs . . . \$145.00

BUTCHERS . . . \$145.00

C

CAMERAS AND SUPPLIES . . . \$120.00

CAR SALES: New and used . . . \$340.00

CATERERS . . . \$200.00

CONTRACTORS:

General . . . \$200.00

Demolition and excavation . . . \$200.00

Carting / Refuse compactors . . . \$200.00

Home improvement . . . \$150.00

HVAC contractors . . . \$150.00

All other residential contractors . . . \$150.00

All other commercial contractors . . . \$200.00

D

DAIRIES AND MILK DEALERS . . . **\$260.00**
DANCE STUDIOS . . . **\$120.00**
DELICATESSEN . . . **\$175.00**
DRIVING SCHOOLS . . . **\$120.00**
DRY CLEANERS . . . **\$145.00**

E

ELECTROLYSIS TECHNICIANS . . . **\$120.00**
ELECTRONICS OR APPLIANCE STORES . . . **\$145.00**
EMPLOYMENT AGENCIES . . . **\$145.00**
EXTERMINATORS . . . **\$150.00**

F

FIRE EQUIPMENT . . . **\$150.00**
FISH MARKETS . . . **\$145.00**
FISHING STATIONS . . . **\$120.00**
FLOWER SHOPS . . . **\$145.00**
FRUITS AND VEGETABLES, only . . . **\$120.00**
FUEL OIL:

 Burner service . . . **\$150.00**
 For each extra truck . . . \$30.00

FUEL OIL:

 Delivery . . . **\$200.00**
 For each extra truck . . . \$30.00

FURNITURE (retail or used) and HOME FURNISHINGS . . . **\$200.00**
FURRIERS . . . **\$200.00**

G

GARAGES, GASOLINE AND SERVICE STATIONS . . . **\$175.00**
GARDENERS . . . **\$150.00**
GARDEN SUPPLY . . . **\$120.00**
GIFT AND BOUTIQUE SHOPS . . . **\$120.00**
GLAZIERS . . . **\$120.00**
GRINDERS: Per vehicle . . . **\$120.00**

H

HARDWARE STORES . . . **\$175.00**
HEALTH OR FITNESS CLUB OR SPA:
 Up to 2,500 square feet . . . **\$200.00**

 2,500 to 5,000 square feet . . . **\$395.00**
 Over 5,000 square feet . . . **\$720.00**
HOSPITAL & SURGICAL SUPPLIES: Including rehabilitation equipment . . . **\$160.00**
HOTELS:
 Per room . . . **\$35.00**
 Maximum charge . . . **\$5,400.00**

I

ICE CREAM DISTRIBUTORS . . . **\$420.00**
 Each vehicle . . . **\$240.00**
ICE CREAM FOUNTAIN AND CONFECTIONERY . . . **\$145.00**

J

JEWELERS . . . \$120.00

JOBBER AND WHOLESALE . . . \$135.00

L

LAUNDRIES AND LAUNDERETTES . . . \$145.00

LIQUOR STORES . . . \$145.00

LOCKSMITHS . . . \$150.00

LUMBERYARDS:

Lumber . . . **\$135.00**

Hardware . . . **\$135.00**

LUNCHEONETTES . . . \$175.00

M

MANUFACTURING AND WAREHOUSES:

Up to 2,500 square feet . . . **\$175.00**

2,500 to 5,000 square feet . . . **\$345.00**

Over 5,000 square feet . . . **\$690.00**

MARKETS AND SUPERMARKETS: Including DRUGSTORES AND SUPERDRUGS:

Under 2,500 square feet . . . **\$265.00**

2,500 to 5,000 square feet . . . **\$595.00**

Over 5,000 square feet . . . **\$1,050.00**

MASSEURS, each . . . \$145.00

MOVIE THEATRES:

Under 1,000 seats . . . **\$540.00**

1,000 seats and over . . . **\$1,050.00**

MOVING, STORAGE & PACKAGE DELIVERY SERVICE: Per vehicle . . . \$120.00

MUSIC SHOPS . . . \$120.00

N

NAIL SALON . . . \$145.00

NEWS STANDS . . . \$185.00

NURSING HOMES:

Per room . . . **\$35.00**

Maximum charge . . . **\$5,400.00**

O

OFFICE . . . \$145.00

P

PAINT AND WALLPAPER SHOPS . . . \$120.00

PARKING LOTS . . . \$185.00

PET GROOMING:

Storefront . . . **\$120.00**

Mobile (per vehicle) . . . **\$120.00**

PHOTOGRAPHY . . . \$120.00

PRINTING . . . \$120.00

R

REFRESHMENT STANDS AND SNACK BARS . . . **\$145.00**

RESTAURANTS:

No liquor . . . **\$145.00**With service bar . . . **\$265.00**With bar with stools . . . **\$395.00**Drive-in . . . **\$330.00**

S

SHOE REPAIR . . . **\$120.00**SURF SHOP . . . **\$145.00**

T

TAILOR . . . **\$145.00**TAXI COOPERATIVES: Per group . . . **\$120.00**TELEPHONE ANSWERING SERVICES . . . **\$120.00**TRAVEL AGENCY . . . **\$120.00**

V

VARIETY AND COMBINATION HARD GOOD STORES . . . **\$210.00**

W

WASTE FAT COLLECTORS . . . **\$150.00**WEARING APPAREL . . . **\$120.00**

Any person engaged in a business not specifically defined herein shall pay a mercantile license fee of **one hundred thirty five (\$135.00)** dollars. Where any premises are used for more than one of the businesses required to be licensed, a fee shall be paid for the primary business as established herein plus the appropriate fee for each additional category.

Any licensee conducting business from a vehicle shall affix a mercantile license to each vehicle used. Mercantile licenses may be obtained upon payment of the license fee, from the city clerk, and shall be permanently attached to the rear of each vehicle by licensee for inspection purposes.

The fees for all licenses issued for two (2) years shall be double those fees listed above.

Sec. 14-16. Coin-operated devices.

(a) The following **coin, bill or card** operated devices shall be licensed as provided in this article, with the designated fees paid for the license:

- (1) Marble, music or photograph machines; automatic **coin, bill or card** devices of amusement or games of skill, music or photography, each . . . **\$135.00**
- (2) Distributors who sell, lease, rent or operate automatic **coin, bill or card** devices of amusement or games of skill, or music or photography . . . **\$320.00**
Plus, each machine . . . **\$135.00**
- (3) Distributors who sell, lease, rent or operate automatic **coin, bill or card** operated devices, vending gum or other merchandise, including scales . . . **\$135.00**
Plus, each machine . . . **\$8.00**
- (4) Automatic **coin, bill or card** devices vending gum or other merchandise only, each . . . **\$8.00**
- (4A) Automatic **coin, bill or card** operated devices for the vending of newspapers or other periodicals, each . . . **\$22.00**
- (5) Automatic **coin, bill or card** operated weighing devices, each . . . **\$8.00**

- (6) All automatic **coin, bill or card** operated devices other than specifically mentioned in this section, each . . . **\$8.00**
- (b) Arcades or sport centers, the primary or principal business of which is the operation of automatic **coin, bill or card** devices and shall be charged a license fee of **two hundred seventy-five dollars (\$275.00)** for the first ten (10) or less machines or games, and **twenty four dollars (\$24.00)** for each additional machine or game.

...

Sec. 14-33. Display of license.

- (a) The certificate of license issued pursuant to this article shall be conspicuously displayed upon the premises where the business is conducted.
- (b) Contractors shall be issued by the city clerk a vehicle decal for each vehicle identified by the licensee as a vehicle which will be used in connection with the licensed activities. Such vehicle decals shall be conspicuously displayed in the vehicle(s) used in connection with the licensed activities during the term of the license, and shall be removed upon expiration, suspension or revocation of said license. The first two (2) decals will be included in the fee for the license and a fee of **twelve dollars (\$12.00)** will be charged for each additional or replacement decal. Failure to display said decal shall be punishable by a minimum fine of one hundred dollars (\$100.00).

Sec. 14-39. Late Fees.

Any licensee who fails to properly file his application for renewal prior to its expiration shall be required to pay a late fee of **thirty dollars (\$30.00)**.

Sec. 14-101. License fees.

Upon filing an application for an original license required by this article, the applicant shall pay a fee of **forty-five dollars (\$45.00)**, the fee upon the renewal shall be **twenty dollars (\$20.00)**.

Sec. 14-114. When license required; fee; approval of application to operate certain businesses.

No person shall engage in any of the following businesses without first obtaining a license therefor and paying the fee designated:

...

NIGHTCLUBS OR SUPPER CLUBS . . . **\$450.00**

...

Sec. 14-192. Fees; license year.

- (a) An applicant using a motor vehicle shall pay a fee of **three hundred dollars (\$300.00)** per vehicle. The fee for any other vehicle or push cart shall be **one hundred twenty dollars (\$120.00)** per vehicle or push cart.
- (b) A license fee established by this section shall be due and payable on the first day of December in each calendar year and the license shall expire on the last day of November in the following year.

Sec. 14-262. Bonds, fees; term; conditions of licenses.

(a) Each dealer securing a general license shall furnish a bond to the city with sufficient surety to be approved by the city clerk, in the penal sum of two thousand dollars (\$2,000.00), conditioned for the due observance of the law relating to such dealers.

(b) Each manager of an antique or unique articles exposition shall furnish a bond to the city with sufficient surety to be approved by the city clerk, in the penal sum of two thousand dollars (\$2,000.00), conditioned for the due observance of the law relating to dealers are exhibitors at the exposition.

(c) The annual license fee for licenses shall be as follows:

- (1) General license fee shall be **ninety dollars (\$90.00)**;
- (2) Management license fee shall be **sixty dollars (\$60.00)**;
- (3) Exposition license fee shall be **thirty dollars (\$25.00)**.

ARTICLE XV. SPECIAL EVENTS

Sec. 14-312. License required.

It shall be unlawful to conduct a special event in the city unless there is compliance with the following provisions

...

(b) Amusement rides, as a temporary facility not to exceed ten (10) days' duration, shall be permitted in any special event, including a charitable or religious event or activity, only upon compliance with the following:

- (1) Application to the city's building commissioner for approval of said amusement rides, together with a filing fee of **one hundred twenty dollars (\$120.00)**.

Sec. 14-329. Same--Conditions.

(c) Permits shall be issued for the installation of a newsrack or newsracks without prior inspection of the location but such newsrack or newsracks and the installation, use or maintenance thereof shall be conditioned upon observance of the provisions of this article and such reasonable rules and regulations as may be established by the city manager. Permits shall be issued within twenty-four (24) hours after the application has been filed. An annual permit fee of **eighteen dollars (\$18.00)** is required for each newsrack.

Sec. 14-332. Violations.

Upon determination by the city manager that a newsrack has been installed, used or maintained in violation of the provisions of this article, an order to correct the offending condition will be issued to the distributor of the newsrack. Such order shall be telephoned to the distributor and confirmed by mailing a copy of the order by certified mail return receipt requested. The order shall specifically describe the offending condition and suggest actions necessary to correct the condition. Failure to properly correct the offending condition within three (3) days (excluding Saturdays, Sundays, and legal holidays) after the mailing date of the order shall result in the offending newsrack being summarily removed and processed as unclaimed property under provisions of Chapter 22 of this Code. If the offending newsrack is not properly identified as to owner under provisions of section 14-330(d) hereof, it shall be removed immediately and processed as unclaimed property under provisions of Chapter 22 of this Code. The city manager

shall cause inspection to be made of the corrected condition or of a newsrack reinstalled after removal under this section. The distributor of said newsrack shall be charged a **twelve dollar (\$12.00)** inspection fee for each newsrack so inspected which charge shall be in addition to all other fees and charges required under this article and Chapter 22 of this Code.

Chapter 15 MOTOR VEHICLES AND TRAFFIC

ARTICLE VI. MOTOR VEHICLES

DIVISION 2. IMPOUNDMENT

Sec. 15-211. Procedure for redemption; charges.

...

(b) In addition to the requirements of the foregoing subsection (a), an owner or other person entitled to possession of a vehicle impounded pursuant to this division shall pay to the city treasurer or her designee a fee of **one hundred twenty dollars (\$120.00)** to cover administrative costs, as well as towing and storage charges in accordance with the following schedule

Sec. 15-213. Authority to impound or immobilize vehicles for delinquent parking tickets.

...

(d) Release of vehicle.

(1) Before the owner or person in charge of any vehicle taken into custody, or immobilized as above provided, shall be allowed to repossess or to secure the release of said vehicle, the owner or his/her agent shall:

...

e. In addition to the charges provided for in section 15-211, pay to the city, a fee of **seventy five dollars (\$75.00)** for the application and removal of any auto-restraining device placed on such vehicle.

...

Chapter 20 PLANNING AND ZONING GENERALLY

ARTICLE I. RESERVED

ARTICLE II. ZONING BOARD OF APPEALS

Sec. 20-18. Application fees.

There shall be a fee payable upon the filing of an application pursuant to this article, as follows:

Appeal from an administrative decision	\$250.00
Special exception	\$180.00
Variance--Residential Renovation.	\$250.00
Variance-New One Family	\$600.00
Variance-New Two Family	\$900.00
Variance--Commercial	\$375.00
Variance-New Commercial	\$1,200.00
Variance-Commercial Alteration	\$750.00
Variance-New Multiple Dwelling	\$1,800.00
Variance--Off-street parking only	\$250.00
Variance-Fences	\$250.00
Variance-Cellular Sites	\$1,200.00
Temporary permit	\$180.00
Key Map Service	\$250.00

Chapter 21 PLUMBING CODE

ARTICLE II. ADMINISTRATION AND ENFORCEMENT

DIVISION 2. PLUMBING PERMITS

Sec. 21-26. Application; fees.

A permit required by this division may be obtained upon written application therefor by the person authorized to do the work pursuant to this chapter, accompanied by the plans and specifications provided for in this division and upon payment to the building department of the following fees:

(a) For a permit to install any new plumbing or drainage work in a building or structure, or to extend or alter any existing plumbing or drainage work, the fee shall be a minimum of **seventy five dollars (\$75.00)** for up to five (5) fixtures, plus **ten dollars (\$10.00)** additional for each fixture over five (5).

(b) For a certificate of approval of plumbing or drainage work, the fee shall be **thirty dollars (\$30.00)**.

(c) For a permit to install a sprinkler or standpipe system in an existing building, the fee shall be **seventy-five dollars (\$75.00)** for the first \$1,000.00 cost of installation, plus **ten dollars (\$10.00)** for each additional \$1,000.00 cost of installation or part thereof.

...

Sec. 21-50. Display of license.

(a) The certificate of license issued pursuant to this article shall be conspicuously displayed upon the premises where the business is conducted.

(b) Plumbers shall be issued by the city clerk a vehicle decal for each vehicle identified by the licensee as a vehicle which will be used in connection with the licensed activities. Such vehicle decals shall be conspicuously displayed in the vehicle(s) used in connection with the licensed activities during the term of the license, and shall be removed upon expiration, suspension or revocation of said license. The first two (2) decals will be included in the fee for the license and a fee of **twelve dollars (\$10.00)** will be charged for each additional or replacement decal. Failure to display said decal shall be punishable by a minimum fine of one hundred dollars (\$100.00).

Chapter 22 POLICE

ARTICLE I. IN GENERAL

Sec. 22-2. Letters of good conduct; fees to be established.

Any person applying for a letter of good conduct from the police department shall pay a fee of **twelve dollars (\$12.00)** for the preparation of said letter by the police department. Such fee shall be paid to the police department at the time of receipt of the letter by the applicant. Payment of said fee shall be by cash or money order only. Moneys received for these fees shall be turned over to the treasurer of the City of Long Beach upon receipt by the police department.

Sec. 22-3. Sale of photographs.

The property clerk may sell prints of any photographs taken by members of the police department, subject to the approval of the police commissioner, to any person, firm or corporation involved or having a legitimate interest in the subject matter of such photographs, or to the attorney or insurance representative of such person, firm or corporation. The charge for such photographs shall be **twelve dollars (\$12.00)** for each eight-inch by ten-inch photograph, which sums shall be collected and paid into the city treasury by the property clerk.

Chapter 23 STREETS, SIDEWALKS AND PUBLIC WAYS**ARTICLE III. ABANDONMENT OF PROPERTY ON PUBLIC WAYS****Sec. 23-41. Redemption of impounded property.**

Property impounded pursuant to this article may be redeemed by the owner thereof at any time prior to the sale, dismantling, destruction or disposal thereof, and he shall be entitled to receive the property upon tendering the sum of **twelve dollars (\$12.00)** plus the sum of one dollar (\$1.00) per day commencing the third day after the property is removed until the date of redemption. In addition, the person seeking to redeem such property shall be required to pay the cost of advertising the sale thereof, if any. No property shall be delivered to a person seeking to redeem it unless proof establishing, to the satisfaction of the commissioner of police, such person's ownership or right to possession of the property is submitted. Any delivery of property impounded pursuant to this article to a person apparently entitled thereto shall be a good defense to the city against any other person claiming to be entitled to the property, but if the person to whom delivery is made is in fact not entitled thereto, the person to whom the delivery ought to have been made may recover the property with interest and costs from the person to whom the property shall have been delivered.

Chapter 24 VEHICLES FOR HIRE**ARTICLE II. TAXICABS AND CONTRACT TRANSPORTERS****DIVISION 1. GENERALLY****Sec. 24-21. Periodic vehicle inspections.**

The hack bureau shall inspect all taxicabs at least once each six (6) months. The date and result of the inspection and the name of the person making the inspection shall be recorded in the hack bureau. The fee for each vehicle inspected will be **forty dollars (\$40.00)**. If the vehicle fails inspection there will be an additional fee of **sixty dollars (\$60.00)** for each re-inspection until such time as the vehicle passes such inspection.

DIVISION 2. TAXICAB LICENSES**Sec. 24-51. Fees; license period.**

(a) The annual fee for a license, sometimes referred to as a medallion, issued pursuant to this division, shall be **one hundred twenty dollars (\$120.00)** for each vehicle owned by the same person, firm or corporation. Each license issued pursuant to this division shall expire on the last day of February next succeeding the date of issuance thereof. An application for renewal must be filed at least fourteen (14) days before its expiration, and if not so filed, the renewal fee for such license shall be **two hundred forty dollars (\$240.00)**.

(b) The fee for replacing a license, or medallion, lost before the end of the licensing period, shall be **twenty five dollars (\$25.00)**.

(c) The fee for replacement of a licensed vehicle by another vehicle owned by the same licensee shall be **twenty five dollars (\$25.00)**.

DIVISION 3. DRIVERS' LICENSES**Sec. 24-64. Fees; license period.**

(a) The annual fee for a driver's license pursuant to this division shall be **sixty dollars (\$60.00)**. Each such license shall expire on the last day of February next ensuing the date of issuance thereof.

(b) The fee for reissuing a driver's license lost before the end of the licensing period shall be **twenty five dollars (\$25.00)**.

DIVISION 4. CONTRACT TRANSPORTERS

Sec. 24-70. Fees; license period.

(a) The annual fee for a license, issued pursuant to this division, shall be **one hundred eighty (\$180.00)** dollars for each vehicle owned by the same person, firm or corporation. Each license issued pursuant to this division shall expire on the last day of February next succeeding the date of issuance thereof.

(b) The fee for replacing a license, lost before the end of the licensing period, shall be **twenty five (\$25.00) dollars**.

(c) The fee for replacement of a licensed vehicle by another vehicle owned by the same licensee shall be **twenty five (\$25.00) dollars**.

DIVISION 2. LICENSES

Sec. 24-93. Fees.

The owner or lessee licensed under this division shall pay an annual license fee of **one hundred twenty dollars (\$120.00)** for the first towing car and **sixty dollars (\$60.00)** for each additional towing car that is owned or operated by such licensee.

Chapter 25 WATER AND SEWERS

ARTICLE II. WATER AND WATER DISTRIBUTION

DIVISION 2. RATES, CHARGES AND BILLING

Sec. 25-26. Water charges and sewer rents.

(a) *Water rates:*

(1) On and after **July 1, 2016**, the charge for water furnished by the city shall be **four dollars and thirty-seven cents (\$4.37)** for each one thousand (1,000) gallons used or consumed upon each parcel of real estate in the city, as recorded by water meters or as estimated by the water/sewer administration at the city's discretion, and bills shall be rendered on the basis of said rate and shall be billed quarterly.

(2) A minimum charge per quarter will be based on twelve thousand (12,000) gallons and a fee of **fifty two dollars and forty four cents (\$52.44)**.

(3) The following rates are applied to water usage per quarter:

<u>Usage:</u>	<u>Water Rate:</u>
12,001-150,000 gallons	\$4.67
150,001--300,000 gallons	\$4.74
300,001--600,000 gallons	\$4.96
600,001 and above	\$5.45"

(b) *Charges for firematic systems:* On or after **July 1, 2016**, the charges for firematic systems shall be billed quarterly in advance, shall be due and payable when billed and entered, and shall be computed as follows:

<u>Size of Firematic Supply</u>	<u>Monthly Charge</u>
Up to and including 2"	\$107.25
Over 2" but not over 3"	\$196.25
Over 4"	\$690.69
Each standpipe not connected to a firematic system	\$205.92

ARTICLE III. SEWAGE AND SEWAGE DISPOSAL

DIVISION 2. CONNECTIONS

Sec. 25-97. Sewer permits; application; fees; excavation permits.

...

(b) In addition to the application fees required to be paid for a building sewer permit as set forth in the foregoing subsection (a), each applicant for a building sewer permit for construction or rehabilitation of a building or structure shall pay to the building commissioner an additional sum as a sanitary sewer upgrading fee, as follows:

(1) For residential construction or rehabilitation, five hundred dollars (\$500.00) for each residential dwelling unit involved in such construction or rehabilitation.

(2) For commercial and industrial construction or rehabilitation, two hundred dollars (\$200.00) for each one thousand (1,000) square feet of floor space, or fraction thereof, plus **sixty dollars (\$60.00)** for each plumbing fixture, with a total minimum fee of five hundred dollars (\$500.00) pursuant to this paragraph (b).

...

Sec. 25-146. Person responsible for unpaid charges; enforcement.

The applicant for services pursuant to this article shall be responsible for the payment of any unpaid charges for services supplied to such premises outside the city and the city shall enforce collection thereof through a court of competent jurisdiction. If the city must resort to court action for collection, the defendant shall be obligated to pay liquidated damages to the city in the amount of **three hundred dollars (\$300.00)** as compensation for the costs and efforts of collection. The court shall add said sum to any other award made in favor of the city.

DIVISION 3. INSTALLATION

Sec. 25-156. Approval of backflow prevention devices.

Before any device for the prevention of backflow or back siphonage by containment is installed, the consumer (applicant) who proposes to install a backflow prevention device must obtain approval for the installation from the city and from the county health department. Approval procedure is as follows:

(a) The applicant files five (5) copies of the New York State Health Department Form DOH 347, together with five (5) copies of the plans and specifications showing the installation of the proposed containment device with the city building department. The New York State Education Law pertaining to Professional Engineers and Land Surveyors, Art. 145ff/Sec. 7200 requires that a project involving the safeguarding of life, health and property must be designed by a registered professional engineer or registered architect of the State of New York. All plans and specifications are to have the engineer's or registered architect's seal and signature affixed thereto. Copies of Form DOH 347, Plans and Specifications for installation of containment devices and a list of devices acceptable to the New York Health Department for containment control are available in the city building department. A city plumbing permit application filed by a city licensed plumber with the appropriate fee to the city, as follows: a fee of **eighty dollars (\$80.00)** for devices up to two (2) inches; a fee of **one hundred twenty dollars (\$120.00)** for devices up to four (4) inches; a fee of **one hundred eighty dollars (\$180.00)** for devices over four (4) inches.

May 3, 2016

Page 20
Item No. 8
Resolution No.

Sec. 2. This Ordinance shall take effect immediately.

May 3, 2016

Item No. 9
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Publication for Hearing of an
Ordinance to Amend the Code of Ordinances of the City
of Long Beach Re: Commercial Sanitation and Streets,
Sidewalks and Public Ways.

WHEREAS, the cleanliness of one block will often reflect upon the total appeal
and appearance of an entire area; and

WHEREAS, business owners and merchants must play a key role in keeping our
business districts clean, welcoming and clear of trash and litter; and

WHEREAS, pursuant to the City's Code of Ordinances, Section 23-7, it is the
responsibility of the owner, operator or licensee of every business establishment to keep the
sidewalks, curbs and gutters adjacent to and abutting upon each and every commercial business,
clean and clear of any trash, refuse or other debris; and

WHEREAS, unfortunately, the sidewalks and gutters within the business districts
along Park Avenue and West Beech Street have not been kept as clear and clean of litter, trash
and other debris as the residents of Long Beach expect, hoping to see a more welcoming
atmosphere and improvement to the area's total appearance; and

WHEREAS, we are determined to clean and beautify the business districts of the
City in our continuing efforts to improve the quality of life for our residents; and

WHEREAS, in order to enable the City's employee "Clean Team" to keep these
districts clean, it is the desire of the City to amend the Code, to keep the business districts of
Long Beach clean and free from litter and garbage, making them more welcoming to all shoppers
and visitors patronizing our stores, restaurants and business establishments; and

WHEREAS, a "Clean Team" charge shall be charged to all businesses situated
along Park Avenue and West Beech Street; and

WHEREAS, a base charge shall also be charged to all commercial properties
within the City; and

WHEREAS, because of the above, the quarterly charges for the collection of
garbage imposed on all commercial establishments within the City shall be decreased by twenty
percent (20%); and

WHEREAS, there has been presented to this Council the following proposed
Ordinance:

"ORDINANCE TO AMEND THE CODE OF ORDINANCES
OF THE CITY OF LONG BEACH RE: COMMERCIAL SANITATION
AND STREETS, SIDEWALKS AND PUBLIC WAYS."

(See Ordinance Attached)

May 3, 2016

Page 2
Item No. 9
Resolution No.

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the City Clerk shall cause to be published in the official newspaper of the City of Long Beach the title, and a summary or the full text of said Ordinance; and be it further

RESOLVED, that said Ordinance shall be on the calendar for public hearing at a meeting of the City Council to be held at City Hall, 1 West Chester Street, Long Beach, New York, on May 17, 2016 at 7:00 p.m. on that day.

ORDINANCE TO AMEND THE CODE OF ORDINANCES
OF THE CITY OF LONG BEACH RE: COMMERCIAL SANITATION
AND STREETS, SIDEWALKS AND PUBLIC WAYS.

BE IT ENACTED, by the City Council of the City of Long Beach, New York, as follows:

Sec.1. Chapter 12, Article II, Division 1, Section 12-23(a)(1), (a)(2), (b) and (g) of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same is hereby amended and added to, to read as follows:

“Sec. 12-23. Service charges for collection of garbage imposed on commercial establishments.

(a)(1) *Commercial use:* The charge for each commercial establishment shall be based upon a survey conducted by the city, which survey shall be available for inspection by any person affected by the same, computed at the rate of **twenty-four dollars and fifty cents (\$24.50)** per cubic yard, as disclosed by such survey. Such survey shall remain effective until it shall be superseded by a subsequent survey.

(a)(2) Anything contained in the preceding paragraph (1) notwithstanding, the collection charge for hotels, adult homes, convalescent homes, nursing homes and other similar establishments shall be **one hundred seventy two dollars (\$172.00)** per annum per unit.

...

(b) The minimum collection charge for any commercial establishment shall be **one hundred ten dollars (\$110.00) per quarter.**

...

(g) **The owner or owners of every parcel of commercial real property shall pay a base charge of ten dollars (\$10) per front foot of real property, to the city annually in advance, one-half (1/2) on July 1 of each year, beginning July 1, 2016, and one-half (1/2) on January 1 of each year, beginning January 1, 2017.”**

Sec.2. Chapter 23, Article I, Section 23-7 of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same is hereby amended and added to, to read as follows:

Sec. 23-7. Duty of merchants and others to keep sidewalks, curbs and gutters clean.

(a) The sidewalks and curbs, or boardwalk adjacent to and abutting upon each and every commercial, mercantile, business or other establishment in the city shall be kept clean and clear of any trash, refuse or other debris by the owner, operator or licensee of each such establishment. Each owner, operator or licensee of a commercial, mercantile, business or other establishment shall sweep such sidewalk and curb, or boardwalk, and also the gutter and street area adjacent to the curb to a distance of at least eighteen (18) inches from the curb, before 10:00 a.m. each day that such business or establishment is open or operated. All sweepings and other debris shall be collected and removed to private containers by such owner, operator or licensee.

- (b) In commercial areas, it shall be unlawful to place any garbage, refuse or ashes upon the sidewalk or street for collection, or to permit such material or containers to remain upon the street EXCEPT during the following collection time periods only: 5:30 a.m. to 7:30 a.m. and 9:30 a.m. to 11:30 a.m..
- (c) Each person violating any provision of this section shall be guilty of a violation punishable by a fine of not more than two hundred fifty dollars (\$250.00), or by imprisonment for a term not exceeding fifteen (15) days, or by both such fine and imprisonment for each such violation.
- (d) **Each owner or owners of every parcel of commercial real property located within the business districts along Park Avenue and West Beech Street shall be charged fifteen dollars (\$15) per front foot of real property owned, to provide for the maintenance and cleaning of the sidewalks and gutters by the City, to keep those business districts free from litter, trash and other debris.”**

Sec. 2. This Ordinance shall take effect immediately.

May 3, 2016

Item No. 10
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Publication for Hearing of an Ordinance
Authorizing Various Capital Projects In and For the City of Long
Beach, Nassau County, New York, Stating the Estimated Total Cost
Thereof is \$12,758,270, Appropriating Said Amount Therefor, and
Authorizing the Issuance of Not to Exceed \$12,758,270 Bonds of
Said City to Finance Said Appropriation.

WHEREAS, there has been presented to this Council the following proposed
Bond Ordinance:

“BOND ORDINANCE DATED MAY 17, 2016.

AN ORDINANCE AUTHORIZING VARIOUS CAPITAL PROJECTS
IN AND FOR THE CITY OF LONG BEACH, NASSAU COUNTY, NEW
YORK, STATING THE ESTIMATED TOTAL COST THEREOF IS
\$12,758,270, APPROPRIATING SAID AMOUNT THEREFOR, AND
AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$12,758,270
BONDS OF SAID CITY TO FINANCE SAID APPROPRIATION.”

(See Proposed Ordinance)

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the
City Clerk shall cause to be published in the official newspaper of the City of Long Beach, the
title and the full text of said Ordinance; and be it further

RESOLVED, that said Ordinance shall be on the calendar for public hearing at a
meeting of the City Council to be held at City Hall, 1 West Chester Street, in the City of Long
Beach, New York, on May 17, 2016 at 7:00 p.m. on that day.

**BOND ORDINANCE AUTHORIZING VARIOUS CAPITAL PROJECTS
IN AND FOR THE CITY OF LONG BEACH, NASSAU COUNTY, NEW
YORK, STATING THE ESTIMATED TOTAL COST THEREOF IS
\$12,758,270, APPROPRIATING SAID AMOUNT THEREFOR, AND
AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$12,758,270
BONDS OF SAID CITY TO FINANCE SAID APPROPRIATION.**

BE IT ENACTED, by the Council of the City of Long Beach, Nassau County,
New York, as follows:

Section 1. The City of Long Beach, Nassau County, New York (herein called the “City”), is hereby authorized to finance the costs of construction, acquisition or undertaking of the various capital projects as described in column B of Schedule I attached hereto and hereby made a part hereof, at the estimated maximum costs indicated in column E of such Schedule I. The total estimated cost of such projects, including preliminary costs and costs incidental thereto and to the financing thereof, is \$12,758,270 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of not to exceed \$12,758,270 bonds of the City to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the aggregate principal amount of not to exceed \$12,758,270 are hereby authorized to be issued in the respective principal amounts indicated in column E of Schedule I for each of the respective objects or purposes indicated in column B of such Schedule I, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called “Law”), to finance the appropriation referred to herein.

Section 3. The respective periods of probable usefulness of the specific objects or purposes and classes of objects or purposes for which said bonds are authorized are to be issued, within the limitations of §11.00 a. of the Law as referenced in column H of the attached Schedule I, are set forth in column G of the attached Schedule I.

Section 4. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the City for expenditures made after the effective date of this ordinance for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 5. Each of the bonds authorized by this ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the City, payable as to both principal and interest by general tax upon all the taxable real property within the City. The faith and credit

of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this ordinance and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the City Council relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing agreements for credit enhancement, are hereby delegated to the City Comptroller, the chief fiscal officer of the City.

Section 7. The validity of the bonds authorized by this ordinance, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such ordinance or a summary hereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 8. This Bond Ordinance shall take effect immediately, and the City Clerk is hereby authorized and directed to publish the foregoing ordinance, in summary, together with a notice in substantially the form prescribed by §81.00 of the Law in the official newspaper of said City for such publication.

Schedule I

2016/17 Capital Projects

Category	Project Name	Project Type	2016 Bond Ord	PPU	LFL Paragraph
GENERAL FUND					
Roads	Design of Roadways- Various	Design	\$ 75,000.00	5yrs	par. 62(2nd)
Roads	Roadway Reconstruction - Various	Reconstruction	\$ 2,650,000.00	15 yrs	par. 20
Roads	Curb/Sidewalk Reconstruction	Reconstruction	\$ 400,000.00	10 yrs	par. 24
Roads	Parking Lot Rehabilitation	Construction	\$ 100,000.00	15 yrs	par. 20
Roads	Stormwater Remediation	Design/Construction	\$ 50,000.00	15 yrs	par. 20
Grounds	Streetscaping	Construction	\$ 250,000.00	15 yrs	par.90
Shoreline	Tide Flex Valve Installation - Various	Construction	\$ 125,000.00	30 yrs	par. 3
Transportation	Vehicle Replacements	Equipment	\$ 80,000.00	3 yrs	par. 77
Transportation	ADA Bus Replacement	Equipment	\$ 130,000.00	10 yrs	par. 29-a
Transportation	ADA Tracking Software	Equipment	\$ 80,000.00	5 yrs	par. 35
Transportation	Bus Shelters	Equipment	\$ 301,500.00	5 yrs	par. 35
Public Safety	Police Department - Vehicles	Equipment	\$ 135,000.00	3 yrs	par. 77
Public Safety	Fire Department - Ambulance	Equipment	\$ 195,000.00	10 yrs	par. 27-a
Public Safety	Fire Department - Equipment	Equipment	\$ 45,000.00	10 yrs	par. 27
Public Safety	Police Department - Technology Upgrades	Equipment	\$ 92,000.00	5 yrs	par. 35
Public Safety	Police Department - Plate Reader	Equipment	\$ 150,000.00	5 yrs	par. 35
Public Safety	Police Department - Signage Material	Equipment	\$ 50,000.00	5 yrs	par. 32
Buildings	Various City Buildings - reconstruction	Design/Construction	\$ 663,000.00	15 yrs	par. 12(a)(2)
Grounds	Tree Replanting	Construction	\$ 75,000.00	5 yrs	par. 57(1st)
Grounds	Fencing - Various	Construction	\$ 40,000.00	5 yrs	par. 35
Parks	Recreational area improvements	Construction	\$ 589,570.00	15 yrs	par. 19(c)
Parks	Playground Equipment Replacement - Various	Equipment	\$ 25,000.00	15 yrs	par. 19(c)
Equipment	Machinery/Equipment - DPW	Equipment	\$ 280,000.00	15 yrs	par. 28
Equipment	Various Equipment	Equipment	\$ 170,200.00	5 yrs	par. 32
Equipment	Various Technology Equipment	Equipment	\$ 202,000.00	5 yrs	par. 32
Various	Eco Dev - Green Infrastructure & Signage	Equipment	\$ 30,000.00	5 yrs	par. 32
Various	Eco Dev - Infrastructure Improvements	Design	\$ 1,000,000.00	5 yrs	par. 62(2nd)
Various	Eco Dev EAF and EIS for Comp Plan	Design	\$ 265,000.00	5 yrs	par. 62(2nd)
Various	Sandy Recovery Services	Design	\$ 100,000.00	5 yrs	par. 62(2nd)
Technology	Phone System Upgrade	Equipment	\$ 250,000.00	5 yrs	par. 32
Technology	Various Software	Equipment	\$ 75,000.00	5 yrs	par. 35
	Total - General Fund		\$ 8,673,270.00		
Sewer	WWTP - Misc. Bldg Repairs	Construction	\$ 50,000.00	15 yrs	par. 12(a)(2)
Sewer	Sewer System improvements	Design/Construction	\$ 1,450,000.00	40 yrs	par. 4
Sewer	Sewer System Pipe and Valve replacements	Equipment	\$ 75,000.00	10 yrs	par. 4
Sewer	Sewer Maint - Equipment/Vehicles	Equipment	\$ 35,000.00	15 yrs	par. 28
	Total - Sewer Fund		\$ 1,610,000.00		
	Various Plant Improvements	Design/Construction	\$ 100,000.00	40 yrs	par. 1
Water	Water system improvements	Design/Construction	\$ 2,200,000.00	40 yrs	par. 1
	Water Distribution - Equipment/Vehicles	Equipment	\$ 175,000.00	3 yrs	par. 77
	Total - Water Fund		\$ 2,475,000.00		
	Total - All Funds		\$ 12,758,270.00		

May 3, 2016

Item No. 11
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Publication for Hearing of an Ordinance
Authorizing Financing for Cost of Separation Payments To or For
the Benefit of Employees of the City, Stating the Estimated Total
Cost Thereof is \$2,950,000, Appropriating Said Amount Therefor, and
Authorizing the Issuance of Not to Exceed \$2,950,000 Bonds of Said
City to Finance Said Appropriation.

WHEREAS, there has been presented to this Council the following proposed
Bond Ordinance:

“BOND ORDINANCE DATED MAY 17, 2016.

ORDINANCE AUTHORIZING FINANCING FOR THE COST
OF SEPARATION PAYMENTS TO OR FOR THE BENEFIT OF
EMPLOYEES OF THE CITY, STATING THE ESTIMATED
TOTAL COST THEREOF IS \$2,950,000, APPROPRIATING
SAID AMOUNT THEREFOR, AND AUTHORIZING THE
ISSUANCE OF NOT TO EXCEED \$2,950,000 BONDS OF
SAID CITY TO FINANCE SAID APPROPRIATION.”

(See Proposed Ordinance)

NOW, THEREFORE, be it

**RESOLVED, by the City Council of the City of Long Beach, New York, that the
City Clerk shall cause to be published in the official newspaper of the City of Long
Beach, the title and the full text of said Ordinance; and be it further**

RESOLVED, that said Ordinance shall be on the calendar for public hearing at a
meeting of the City Council to be held at City Hall, 1 West Chester Street, in the City of Long
Beach, New York, on May 17, 2016 at 7:00 p.m. on that day.

BOND ORDINANCE AUTHORIZING FINANCING FOR THE COST OF SEPARATION PAYMENTS TO OR FOR THE BENEFIT OF EMPLOYEES OF THE CITY, STATING THE ESTIMATED TOTAL COST THEREOF IS \$2,950,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$2,950,000 BONDS OF SAID CITY TO FINANCE SAID APPROPRIATION.

BE IT ENACTED, by the Council of the City of Long Beach, Nassau County, New York, as follows:

Section 1. The City of Long Beach, Nassau County, New York (herein called the “City”), is hereby authorized to finance the cost of separation payments to or for the benefit of employees of the City pursuant to Chapter 258 of the 2012 Laws of New York, at the estimated maximum cost of \$2,950,000. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$2,950,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of not to exceed \$2,950,000 bonds of the City to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the aggregate principal amount of \$2,950,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called “Law”), to finance the appropriation referred to herein.

Section 3. The period of probable usefulness of the specific object or purpose for which said \$2,950,000 bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 85-e of the Law, is five (5) years.

Section 4. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the City for expenditures made after the effective date of this ordinance for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 5. Each of the bonds authorized by this ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the City, payable as to both principal and interest by general tax upon all the taxable real property within the City. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this ordinance and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the City Council relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing agreements for credit enhancement, are hereby delegated to the City Comptroller, the chief fiscal officer of the City.

Section 7. The validity of the bonds authorized by this ordinance, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such ordinance or a summary hereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or such obligations are authorized in violation of the provisions of the constitution.

Section 8. This ordinance, which takes effect immediately upon the final passage thereof, shall be published in summary form in the official newspaper of said City, together with a notice of the City Clerk in substantially the form set forth in paragraph a of Section 81.00 of the Local Finance Law.